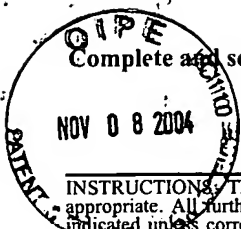


11-09-04  
**PART B - FEE(S) TRANSMITTAL**



Complete and send this form, together with applicable fee(s), to: **Mail**

**Mail Stop ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
**or Fax (703) 746-4000**

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

24267 7590 09/20/2004

**CESARI AND MCKENNA, LLP**  
**88 BLACK FALCON AVENUE**  
**BOSTON, MA 02210**

**11/10/2004 DEMMANU2 00000022 10726815**

**01 FC:2501 685.00 OP**  
**02 FC:1504 300.00 OP**

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

**Certificate of Mailing or Transmission**

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/726,815	12/03/2003	Paul Kateman	17303-0008D1	4121
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**TITLE OF INVENTION: METHOD FOR PRODUCING AND DISPENSING AN AERATED AND/OR BLENDED FOOD PRODUCT**

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
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nonprovisional	NO	\$1330	\$300	\$1630	12/20/2004
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EXAMINER	ART UNIT	CLASS-SUBCLASS
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TAPOLCAI, WILLIAM E	3744	062-071000
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1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 **Cesari and McKenna, LLP**

2 \_\_\_\_\_

3 \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

**MCOBELLA, LLC**

**Brockton, MA**

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number **03-1237** (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
- ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature \_\_\_\_\_

Date **November 8, 2004**

Typed or printed name **John F. McKenna**

Registration No. **20,912**

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



PATENTS  
17303-0008D1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of:  
Paul R. Kateman et al.

Serial No.: 10/726,815

Filed: December 3, 2003

For: METHOD FOR PRODUCING AND  
DISPENSING AN AERATED  
AND/OR BLENDED FOOD  
PRODUCT

Examiner: Tapolcai, William E.

Art Unit: 3744

Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
November 8, 2004

**EXPRESS-MAIL DEPOSIT**

“Express Mail” Mailing-Label Number: EV 335594824 US

The following papers are being deposited with the United States Postal Service  
“Express Mail Post Office to Addressee” service pursuant to 37 C.F.R. §1.10:

X Fee Transmittal Letter  
X Form PTOL-85B  
X Return Receipt Postcard

X Check No. 29517 for \$985  
X Issue Fee Transmittal Letter

# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☒ Applicant Claims Small Entity Status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 985

## Complete if Known

Application Number 10/726,815  
Filing Date December 3, 2003  
First Named Inventor Paul R. Kateman et al.  
Examiner Name Tapolcai, William E.  
Group Art Unit 3744  
Attorney Docket No. 17303-0008D1

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money ☐ Other ☐ None  
☒ Deposit Account Order

Deposit Account Number 03-1237

Deposit Account Name Cesari and McKenna, LLP

The Commissioner is authorized to: (check all that apply)  
Charge any deficiency or  
☐ Charge fee indicated below ☒ Credit any overpayments  
☐ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	2001	790	395			Utility filing fee	
1002	2002	350	175			Design filing fee	
1003	2003	550	275			Plant filing fee	
1004	2004	790	395			Reissue filing fee	
1005	2005	160	80			Provisional filing fee	
SUBTOTAL (1)							0

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Fee from Claims below Fee Paid  
Total Claims 20\*\* = 0 x 0 = 0  
Independent Claims 3\*\* = 0 x 0 = 0  
Multiple Dependent 0 = 0

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1202	2202	18	9			Claims in excess of 20	
1201	2201	88	44			Independent claims in excess of 3	
1203	2203	300	150			Multiple dependent claim, if not paid	
1204	2204	88	44			**Reissue independent claims over original patent	
1205	2205	18	9			**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)							0

\*\*or number previously paid, if greater; For Reissues, see below

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	2051	130	65			Surcharge - late filing fee or oath	
1052	2052	50	25			Surcharge - late provisional filing fee or cover sheet	
1053	1053	130	130			Non-English Specification	
1812	1812	2,520	2,520			For filing a request for ex parte reexamination	
1804	1804	920	920			Requesting publication of SIR prior to Examiner action	
1805	1805	1,840	1,840			Requesting publication of SIR after Examiner action	
1251	2251	110	55			Extension for reply within first month	
1252	2252	430	215			Extension for reply within second month	
1253	2253	980	490			Extension for reply within third month	
1254	2254	1,530	765			Extension for reply within fourth month	
1255	2255	2,080	1,040			Extension for reply within fifth month	
1401	2401	330	165			Notice of Appeal	
1402	2402	330	165			Filing a brief in support of an appeal	
1403	2403	290	145			Request for oral hearing	
1451	1451	1,510	1,510			Petition to institute a public use proceeding	
1452	2452	110	55			Petition to revive - unavoidable	
1453	2453	1,370	685			Petition to revive - unintentional	
1501	2501	1,370	685			Utility Issue fee (or reissue)	685
1502	2502	490	245			Design Issue fee	
1503	2503	660	330			Plant Issue fee	
1460	1460	130	130			Petitions to the Commissioner	
1807	1807	50	50			Processing fee under 37 CFR 1.17(q)	
1806	1806	180	180			Submission of Information Disclosure Stmt	
8021	8021	40	40			Recording each patent assignment per property (times number of properties)	
1809	2809	790	395			Filing a submission after final rejection (37 CFR 1.129(a))	
1810	2810	790	395			For each additional invention to be examined (37 CFR 1.129(b))	
1801	2801	790	395			Request for Continued Examination (RCE)	
1802	1802	900	900			Request for expedited examination of a design application	
Other fee (specify) Publication Fee							300
Other fee (specify)							
Reduced by Basic Filing Fee Paid							
SUBTOTAL (3)							985

## SUBMITTED BY

Name (Print/Type) John F. McKenna

Registration No. 20,912  
(Attorney/Agent)

## Complete (if applicable)

Telephone (617) 951-2500

Signature

Date November 8, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the



PATENTS  
17303-0008D1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of:	)	
Paul R. Kateman et al.	)	
	)	Confirmation No.: 4121
Serial No.: 10/726,815	)	
	)	
Filed: December 3, 2003	)	Examiner: Tapolcai, William E.
	)	
For: METHOD FOR PRODUCING AND	)	
DISPENSING AN AERATED	)	Art Unit: 3744
AND/OR BLENDED FOOD	)	
PRODUCT	)	
		Cesari and McKenna, LLP
		88 Black Falcon Avenue
		Boston, MA 02210
		November 8, 2004

"Express Mail" Mailing-Label Number: EV 335594824 US

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**ISSUE-FEE TRANSMITTAL**

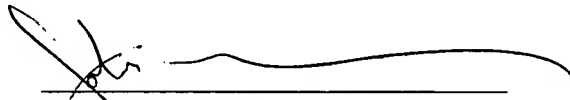
In response to the Notice of Allowance and Issue Fee Due mailed September 20, 2004, for the above-identified application, enclosed are the following documents:

- Issue Fee Transmittal Form PTOL-85b;
- Fee Transmittal Letter;
- a check for \$985 to cover the \$685 issue fee and the \$300 publication fee.

Please charge any additional fee occasioned by this paper to our Deposit Account

No. 03-1237.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'John F. McKenna', is written over a horizontal line.

John F. McKenna  
Reg. No. 20,912  
CESARI AND MCKENNA, LLP  
88 Black Falcon Avenue  
Boston, MA 02210-2414  
(617) 951-2500